IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2165 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

RUPALBEN BHARATKUMAR PATEL

Versus

UNION OF INDIA

Appearance:

MR BHARAT T RAO for Petitioner

MR ANANT S DAVE, Addl. Central Govt. Standing Counsel for Respondents.

CORAM : MR.JUSTICE KUNDAN SINGH

Date of decision: 28/03/2001

ORAL JUDGEMENT

Rule. Mr. Anant S. Dave, Addl. Central Govt. Standing Counsel appears and waives service of rule on behalf of the respondents. This petition has filed for a direction to the respondents to correct the date of birth of the petitioner entered in the passport bearing

No.I-078857 as 24-5-1964 instead of 27-5-1964 in the passport.

2. It is submitted by the learned counsel for the petitioner that the date of birth of the petitioner 27-5-1964 has been wrongly mentioned in the passport and the correct date of birth is 24-5-1964. The petitioner has moved the application before the respondent authority for correction of his birth date as 24-5-1964 in the passport but the respondent authority has refused to entertain the same as it has no power or authority of law to make correction in the birth date of the petitioner unless and until some order is passed by the Court of Law.

3. In the facts and circumstances of this case, this application is required to be allowed and the respondent authority concerned is directed to entertain, consider and decide the application filed by the petitioner in accordance with law and make correction with regard to the date of birth of the petitioner as 24-5-1964 in place of 27-5-1964 in the passport, within one month from the date of receipt of writ of this Court or certified copy of this order whichever is earlier. The respondent authority will be at liberty to pass appropriate order with regard to the costs of these proceedings.

4. With the above directions and observations, this petition is disposed of. Rule is made absolute.

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/JVSatwara/

IN THE HIGH COURT OF GUJARAT AT AHEMDABAD.

SPECIAL CIVIL APPLICATIONS NO. 1343, 1837, 1838 & 1863 OF 2000.

Coram : Kundan Singh, J.
(29-3-2001)

Common Oral Order :

S.O. 12-4-2001.

Interim relief granted earlier to the effect that

the members of the petitioner - Association shall deposit the proportionate fee for a period of two months from 1st April 2000 in terms of the amended Rules and such applications for renewal of the licence shall not be rejected on the ground that the entire fee for the whole year has not been paid, to continue till then.

Put this matter on 12-4-2001.

Date:-29-3-2001. (Kundan Singh, J.)

/JVSatwara/